

FILED  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION

SEP 04 2019

UNITED STATES OF AMERICA § BY  
v. § DEPUTY \_\_\_\_\_  
§ CRIMINAL NO. 1:19-CR- 138  
§ Heartfield  
BRANDON ADAM SPENCER §

INDICTMENT

THE UNITED STATES GRAND JURY CHARGES:

Count One (Violation: 21 U.S.C. § 841(a)(1) Possession of a controlled substance for distribution)

On or about February 7, 2019, in the Eastern District of Texas, **Brandon Adam Spencer**, defendant, did knowingly and intentionally possess with intent to distribute a Schedule I controlled substance, namely, F5-MDMB-PINACA, a synthetic cannabinoid.

All in violation of 21 U.S.C. § 841(a)(1).

NOTICE OF INTENTION TO SEEK CRIMINAL FORFEITURE

Criminal Forfeiture Pursuant to 21 U.S.C. § 853

As the result of committing the felony offense in violation of Title 21, United States Code, Section 841(a)(1) alleged in Count One of this Indictment, defendant **Brandon Adam Spencer** shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853(p) any property constituting, or derived from, proceeds obtained, directly or indirectly, as a result of the said violation[s] and any property used,

or intended to be used, in any manner or part, to commit, or to facilitate the commission of the said violation[s], including but not limited to the following:

1. MONEY JUDGMENT, being a sum of money equal to \$5,000 in United States currency representing the amount of proceeds the defendant obtained as a result of the narcotics offenses, in violation of 21 U.S.C. 841.

If any of the property described above, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of said defendant(s) up to the value of the forfeitable property described above.

A TRUE BILL  
 9/4/19  
GRAND JURY FOREPERSON

JOSEPH D. BROWN  
UNITED STATES ATTORNEY

  
ROBERT L. RAWLS  
ASSISTANT U. S. ATTORNEY

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION

UNITED STATES OF AMERICA §  
§  
V. §  
§  
BRANDON ADAM SPENCER § CRIMINAL NO. 1:19-CR- 138

## NOTICE OF PENALTY

## Count One

Violation: 21 U.S.C. §841(a)(1)

Penalty: Imprisonment of not more than twenty years, a fine not to exceed \$1 million, or both. A term of supervised release of at least 3 years, but not more than life.

Special Assessment: \$100.00